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Attorneys for Defendants  
BALANCE STAFFING WORKFORCE, LLC (ERRONEOUSLY SUED AS BALANCE  
STAFFING) AND PERSONNEL STAFFING GROUP, LLC (ERRONEOUSLY SUED AS  
MVP PERSONNEL STAFFING GROUP)

UNITED STATES DISTRICT COURT  
NORTHERN DISTRICT OF CALIFORNIA

GEORGE J. AUSTIN, an individual	)	CASE NO. 3:20-cv-00800-EMC
	)	
Plaintiff,	)	<b>REPLY TO NO OPPOSITION TO</b>
	)	<b>DEFENDANT PERSONNEL</b>
vs.	)	<b>STAFFING GROUP, LLC'S MOTION</b>
	)	<b>TO STRIKE PLAINTIFF'S SECOND</b>
TESLA, INC., et al.,	)	<b>AMENDED COMPLAINT, AND</b>
	)	<b>JOINDER IN DEFENDANT TESLA'S</b>
Defendants.	)	<b>MOTION TO DISMISS OR STRIKE</b>
	)	<b>PORTIONS OF PLAINTIFF'S FIRST</b>
	)	<b>AMENDED COMPLAINT</b>
	)	
	)	<b>DEFENDANT TESLA'S MOTION TO</b>
	)	<b>DISMISS HEARING</b>
	)	
	)	Date: December 17, 2020
	)	Time: 1:30 p.m.
	)	Courtroom: 5
	)	Judge: Edward M. Chen
	)	

Defendant PERSONNEL STAFFING GROUP, LLC (erroneously sued as MVP  
PERSONNEL STAFFING GROUP) ("PSG") filed a Motion to Strike Plaintiff GEORGE J.  
AUSTIN'S Second Amended Complaint pursuant to Federal Rule of Civil Procedure 12(f) and  
Joinder in Defendant Tesla's Motion to Dismiss or Strike Portions of Plaintiff's First Amended  
Complaint on November 19, 2020. Pursuant to Local Rule 7-3, Plaintiff was to file his  
Opposition to the Motion no later than December 3, 2020.

To date, Plaintiff has failed to file an Opposition to Defendant PSG's Motion to Strike

1 and Joinder Motion.<sup>1</sup> Accordingly, Defendant PSG requests that the Court grant its Motion to  
2 Strike and Joinder Motion to Defendant Tesla's Motion to Dismiss in its entirety, and with  
3 prejudice.

4  
5 Dated: December 9, 2020

GORDON REES SCULLY MANSUKHANI, LLP



By: \_\_\_\_\_

Michael A. Laurenson

Pamela Y Ng

Attorneys for Defendants

BALANCE STAFFING WORKFORCE,  
LLC AND PERSONNEL STAFFING  
GROUP, LLC

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1 Plaintiff filed an "Objection to Defendant Personnel Staffing Group's Motion" on November 19, 2020, but this "objection" was not an opposition brief, which Plaintiff expressly admitted. [Docket No. 50.] Even if his "objection" constitutes his opposition brief, the objection makes conclusory statements that are insufficient to overcome Defendant Personnel Staffing Group LLC's Motion to Strike and Joinder Motion.